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June 8, 2005

To:

Attn.: Group Art Unit 3644  
United States Patent and Trademark  
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From: Gerald T. Sekimura  
415.836.2576

Client-Matter Number: 328424-165027

Re: U.S. Patent Application No. 10/766,097  
Filing Date: January 27, 2004  
First Named Inventor: John Terrell Rickard  
Art Unit: 3644  
Examiner: John W. Eldred  
Attorney Docket No.: 328424-165027

Pages: - 21 - (including this form) Originals:

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Please see attached for filing in the above-identified U.S. patent application.

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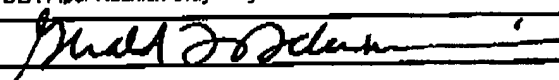
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/766,097
	Filing Date	January 27, 2004
	First Named Inventor	John Terrell Rickard
	Art Unit	3544
	Examiner Name	John W. Eldred
	Attorney Docket Number	328424-165027
Total Number of Pages in This Submission		20


ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Amendment Transmittal (Large Entity) (x2) - w/ Facsimile Certificate of Transmission 2. Facsimile Certificate of Transmission w/ Response
Remarks _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	DLA Piper Rudnick Gray Cary US LLP		
Signature			
Printed name	Gerald T. Soldmura		
Date	June 8, 2005	Reg. No.	30,130


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Typed or printed name	Ta-Tanisha L. Moore	Date	June 8, 2005

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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. <b>328424-165027</b>	
Applicant(s): <b>John Terrell Rickard</b>					
Serial No. <b>10766,097</b>	Filing Date <b>January 27, 2004</b>	Examiner <b>John W. Eldred</b>	Group Art Unit <b>3644</b>		
Invention: <b>SYSTEM AND METHOD FOR THE DEFENSE OF AIRCRAFT AGAINST SURFACE-TO-AIR MISSILE ATTACK</b>					
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
<b>TOTAL CLAIMS</b>	<b>54</b>	<b>54</b>	<b>0</b>	<b>x \$50.00</b>	<b>\$0.00</b>
<b>INDEP. CLAIMS</b>	<b>8</b>	<b>8</b>	<b>0</b>	<b>x \$200.00</b>	<b>\$0.00</b>
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					<b>\$0.00</b>
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
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 _____ Signature			Dated: <b>June 8, 2005</b>		
<b>Gerald T. Sekimura (Reg. No. 30,103)</b> <b>DLA Piper Rudnick Gray Cary US LLP</b> <b>153 Townsend Street, Suite 800</b> <b>San Francisco, CA 94107-1957</b>			I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.		
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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. 328424-165027	
Applicant(s): John Terrell Rickard					
Serial No. 10/766,097	Filing Date January 27, 2004	Examiner John W. Eldred		Group Art Unit 3644	
Invention: <b>SYSTEM AND METHOD FOR THE DEFENSE OF AIRCRAFT AGAINST SURFACE-TO-AIR MISSILE ATTACK</b>					
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	54 -	54 =	0 x	\$50.00	\$0.00
INDEP. CLAIMS	8 -	8 =	0 x	\$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. 07-1896 in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature			Dated: June 8, 2005		
Gerald T. Sekimura (Reg. No. 30,103) DLA Piper Rudnick Gray Cary US LLP 153 Townsend Street, Suite 800 San Francisco, CA 94107-1957					
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CC:					

<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			<b>Docket No.</b> 328424-165027
Applicant(s): John Terrell Rickard			
<b>Serial No.</b> 10/766,097	<b>Filing Date</b> January 27, 2004	<b>Examiner</b> John W. Eldred	<b>Group Art Unit</b> 3644
Invention: <b>SYSTEM AND METHOD FOR THE DEFENSE OF AIRCRAFT AGAINST SURFACE-TO-AIR MISSILE ATTACK</b>			
<p>I hereby certify that this <u>Amendment Transmittal Letter (Large Entity)</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>June 8, 2005</u> (Date)</p> <p><u>Ta-Tanisha L. Moore</u> (Typed or Printed Name of Person Signing Certificate)</p> <p><u>Ta-Tanisha L. Moore</u> (Signature)</p> <p><b>Note: Each paper must have its own certificate of mailing.</b></p>			

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Appl. No. : 10/766,097  
Applicant : John Terrell Rickard  
Filed : January 27, 2004  
TC/A.U. : 3644  
Examiner : John W. Eldred

Confirmation No. 3201

Docket : 328424-165027  
No.  
Customer : 29585  
No.

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**RESPONSE TO FINAL OFFICE ACTION DATED APRIL 13, 2005**

Sir:

Responsive to the Official Action, made Final, mailed April 13, 2005, and having a shortened statutory period for response of three (3)-months, Applicant submits this Response in order to provoke an advisory action.

Amendments, if any, to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.